PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE duction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/646,271 **TRANSMITTAL** Filing Date August 22, 2003 **FORM** First Named Inventor Jay D. Caplan Art Unit 3763 **Examiner Name** Not yet assigned (to be used for all correspondence after initial filing) Attorney Docket Number

Tota	l Number of Pag	es in This Submission		,	0010.000	00		······································		
ENCLOSURES (Check all that apply)										
Fee Transmittal Form Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53			Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD Appeal Communication to Boa of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) CAPPEAL COMMUNICATION Proprietary Information Status Letter Other Enclosure(s) (please Identity) Drawing(s) After Allowance Communication Appeal Communication to Boa of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) CAPPEAL COMMUNICATION Proprietary Information Cother Enclosure(s) (please Identity) Cited Reference (1) Return Receipt Postcard					o Board nces o TC y Brief)		
		SIGNA	TURE	OF APPLICANT, ATT	ORNEY, C	R AGE	NT			
	Firm Name Houston Eliseeva LL7									
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Date		3/22/06			Reg. No.	35,900)			
CERTIFICATE OF TRANSMISSION/MAILING										
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:										
Signati	Signature Clave of Handalesn									
Typed or printed name Claire J. Handalia							Date	March	22,	2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNLIED STATES PATENT AND TRADEMARK OFFICE

In Re:

Jay D. Caplan et al.

Confirmation No:

9460

Serial No:

10/646,271

MAR 2 4 2006

Group:

3763

Filed:

August 22, 2003

Examiner:

Not yet assigned

For:

Method and System for Spectral

Examination of Vascular Walls Through

Blood During Cardiac Motion

Customer No.:

29127

Attorney Docket 0010.0006
No.

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:							
This I	nformation Disclosure Statement is submitted:						
[]	under 37 CFR 1.129(a), or						
	(First/Second submission after Final Rejection)						
[X]	under 37 CFR 1.97(b), or						
	(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of						
	entry of the national stage in an international application; or before the mailing date of a first office action on the merits i						
	a non-provisional application, including a CPA, or a Request for Continued Examination).						
[]	under 37 CFR 1.97(c) together with either:						
	[] a Statement under 37 CFR 1.97(e), as checked below, or						
	[] a \$180.00 fee under 37 CFR 1.17(p), or						
	(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)						
[]	under 37 CFR 1.97(d) together with:						
	[] a Statement under 37 CFR 1.97(e), as checked below, and						
	[] a \$180.00 fee under 37 CFR 1.17(p), or						
	(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)						
[]	under 37 CFR 1.97(i):						
	Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.						
	(Filed after payment of issue fee)						

Stateme	ent Unde	<u>r 37 CFR 1.97(e)</u>							
[]	Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or								
[]	No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.								
Stateme	ent Unde	r 37 CFR 1.704(d) (Patent Term Adjustment) Applies to original applications (other than design) filed on or after May 29, 2000							
[X]	commi was no	em of information contained in the Information Disclosure Statement was cited in a inication from a foreign patent office in a counterpart application and this communication treceived by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to ag of the Information Disclosure Statement.							
[X]	Enclosed herewith is form PTO-1449:								
	[X]	Copies of the cited references are enclosed except US patent references.							
	[]	References cited were entered in prior application, U.S. Application No. , to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]							
	[]	The listed references were cited in the enclosed International Search Report in a counterpart foreign application.							
	[]	The "concise explanation" requirement (non-English references) for reference(s) [under 37 CFR 1.98(a)(3) is satisfied by:							
		[] the explanation provided on the attached sheet.							
		[] the explanation provided in the Specification.							
		[] submission of the enclosed International Search Report.							
		[] submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.							
		[] the enclosed English language abstract.							
[] Examiner's Initials	Applica	ant requests that the following non-published pending applications be considered:							
		U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []							
		U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []							
		U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []							

Dated: 3/14/06

		Examiner	Date		
	[]	A copy of each above-cited application, including th	e current claims, is enclosed.		
	[]	A copy of each above-cited application, including the those entered in prior application, U.S. Application 1 35 U.S.C. 120 is claimed.	•		
•		requested to return a copy of the above list of pending considered with the next office communication.	g applications indicating which		
It is req	uested th	at the information disclosed herein be made of record	in this application.		
Method	of paym	ent:			
[]	A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.				
[]	Please of	charge Deposit Account 502 233 in the amount of \$[d.]. A copy of this Statement is		
[]	Please o	charge any deficiency in fees and credit any overpaym	ent to Deposit Account 502 233.		
[X]	No fee	is required.			
		Respec	tfully submitted,		
			Int Houston Stration No. 35,900 Ston Eliseeva LLP		

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Telephone: 781-863-9991
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Substitute for form 1449/PTO				Complete if Known				
oubsilu	te tor tonit 1445/FTO			Application Number	10/646,271			
INF	ORMATION	DIS	CLOSURE	Filing Date	August 22, 2003			
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Jay D. Caplan			
(Use as many sheets as necessary)				Art Unit	3763			
				Examiner Name	Not yet assigned			
Sheet	1	of	1	Attorney Docket Number	0010.0006			

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
		International Preliminary Report on Patentability from International Patent Application PCT/US2004/027168, filed August 20, 2004.				
·						

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

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